

## **WEST CHICAGO INTERGOVERNMENTAL FORUM**

**August 17, 2012**

### **Meeting Minutes**

#### **ATTENDEES**

Barbara Magel, Counsel for Local Communities  
Don Feld, Thorium Action Group  
Mark Krippel, Weston (WCERT)  
Kurt Stimpson, Weston (WCERT)  
John Coakley, City of Warrenville  
Lisa Smith, DuPage County State's Attorney's Office  
Gerald Karr, Illinois Attorney General's Office  
Chuck Grigalauski, Illinois EPA  
Adnan Khayyat, IEMA  
Kelly Horn, IEMA  
Kelly Grahm, IEMA  
Tim Fischer, U.S. EPA, Superfund  
David Seely, U.S. EPA, Superfund

#### **GENERAL TOPICS**

Tim Fischer began the meeting with a brief update on the Anadarko litigation. Tim said that the trial was winding down and that it is anticipated that the trial will be complete in mid-September.

#### **KRESS CREEK/WEST BRANCH DUPAGE RIVER SITE**

Tim began the Kress Creek site update by stating that tremendous progress had been achieved on the Reach 8B and Bower Elementary School cleanups. Tim said that due to the drought conditions, work was being completed ahead of schedule and under budget for both projects. In fact, Tim said that the removal of Targeted Material had already been completed at both sites, and the West Chicago trust was now completing restoration efforts in both areas. Excavation of contaminated material in Pod 39 in Reach 8B, the largest pod, was completed on July 18 and backfill was finished on August 3. The downstream diversion dam in Reach 8B was removed on August 8, and backfill of the parking lot area in McDowell Grove was expected to be completed next week. At Bower School, excavation of contaminated material was completed on July 27 and construction of the MSE wall was ongoing. The trust is working to complete the wall construction before school starts back at the end of August, if possible. Tim said that all trucking of Targeted Material was completed this week, and the last of the railcars should be loaded and shipped by the end of August.

Tim said that Rick Karl, the Superfund Division Director in Region 5, had conducted a site tour on July 31. Rick was very impressed with the progress of the cleanup and the condition of the restored areas of the site.

Tim said the EPA had reviewed and approved the Route 59 Final Design/Remedial Action Work Plan. The West Chicago trust is working to obtain a permit from the Illinois Department of Transportation to start work in early September. The condition from IDOT is that all work has to be completed by the beginning of November so that roads can be cleared in winter. Tim said that



EPA is working on a potential transfer of funds from the Residential Areas work account within the trust to facilitate the completion of Route 59 this year. Right now, the trust does not have adequate funds to complete Route 59, but significant cost savings would be realized by completing the work this year. In addition, if Route 59 is not completed this year, the project would have to wait until additional funds come from DOE Title X to do the work. Tim said that if Route 59 is done this year, it is expected that it would be completed by late October.

### **SEWAGE TREATMENT PLANT**

Tim said that there was no update for Sewage Treatment Plant this month, other than EPA continues to work on the delisting of STP from the National Priorities List. Tim said that the deletion process would follow previous ones where the site is proposed for "Direct Final Deletion". Under this process the site will be proposed for deletion in the Federal Register and the deletion will become automatically effective if there are no adverse comments from the public.

### **RESIDENTIAL AREAS SITE**

David Seely said that he has continued working on the "no access" residential properties since the last forum meeting. David said that there were two properties at the last meeting where access was still needed, one from the 1980s cleanup and one that was a long-standing no access property. Access to the last of the 1980s properties was successfully obtained in late July, and a walkover scan was conducted on the property. David said that a determination would be made on this last property very soon. That left the one no access property where EPA has been trying for several years to obtain access. David said that EPA had used its enforcement authority to order access from the property owner, however no response was received from the property owner. EPA is now pursuing a court warrant to gain access to the property and is continuing to work with DOJ to obtain a warrant for access to the property. During a meeting held on July 31 between EPA, the WCERT, and Barb Magel, Rick Karl stated his commitment to doing what he could to get DOJ to move forward on the warrant request. EPA is still awaiting authorization from DOJ to go before the court to request the warrant.

David said that EPA had completed all file reviews and all field work on the 1980s properties. The only property where field work is still required is the no access property mentioned previously. Based upon all of the data collected to date, there are two properties that will require cleanup. Data packages for these two properties have been forwarded to the West Chicago trust and Work Orders are being developed.

David provided an update regarding the properties where a basement survey was being offered. He said that EPA had drafted a letter to the relevant property owners and that the letter was provided to the City for review and comment. David said that English and Spanish versions of the letter were sent out by both General Mail and Certified Mail asking for a response within two weeks of receipt. David said that this letter was sent out for 41 properties, and that 12 consent forms have been received by EPA asking for basement surveys. David said that EPA is preparing to conduct basement surveys beginning next week.

## **OTHER ISSUES**

### **Rare Earths Facility**

Kelly Grahn provided a brief update on the status of the REF cleanup for the forum. Kelly said that the Cleanup Action Plan submitted by the West Chicago trust had been approved by IEMA, and a grouting pilot test should be completed sometime in 2013.

## **NEXT FORUM MEETING**

The next meeting of the West Chicago Intergovernmental Forum is scheduled for **Friday, October 19, 2012, at 10 a.m.** in West Chicago City Council Chambers, West Chicago. [NOTE: DUE TO SCHEDULING CONFLICTS, THIS MEETING WAS RE-SCHEDULED FOR FRIDAY, NOVEMBER 16, 2012.]



# WEST CHICAGO INTERGOVERNMENTAL FORUM

8-17-12

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